

PHILLIPS  
MOORE  
LEMPPIO  
& FINLEY

ATTORNEYS AT LAW  
PATENTS, TRADEMARKS, AND COPYRIGHTS

177 POST STREET • SUITE 800 • SAN FRANCISCO, CALIFORNIA 94108  
(415) 421-2674 • TELEX: 292-672 • TELEFAX: (415) 421-1663 • CABLE: PATENTS SFO

07 346165

Case Docket No. 479.58-1  
(U.C. #88-050-2)

THE COMMISSIONER OF PATENTS AND TRADEMARKS  
Washington, D.C. 20231

Sir:

Transmitted herewith for filing is the patent application of

Inventor: **NAPOLEONE FERRARA and**  
**DENIS GOSPODAROWICZ**  
For: **"ENDOTHELIAL CELL GROWTH**  
**FACTOR AND METHODS OF ISOLATION"**

"Express Mail mailing label number B211189066  
Date of Deposit 5/2/89

I hereby certify that this correspondence is being  
deposited with the United States Postal Service  
"Express Mail Post Office to Addressee" service under  
37 CFR 1.10 on the date indicated above and is  
addressed to the Commissioner of Patents and Trade-  
marks, Washington, D.C. 20231.

**Howard M. Peters**

(Name of person mailing paper or fee)

*Howard M. Peters*  
(Signature of person mailing paper or fee)

Enclosed are:

☒ ~~15~~ ~~XX~~ informal sheets of drawing.

☐ An assignment of the invention to \_\_\_\_\_

☐ A certified copy of a \_\_\_\_\_ application.

☒ A Declaration and Power of Attorney. (unsigned)

☐ Statement(s) to establish small entity (SE) status under 37 CFR 1.9 and 1.27.

FILING FEE CALCULATION - CLAIMS AS FILED				(5) BASIC FEE	
(1) FOR		(2) NUMBER FILED	(3) NUMBER EXTRA	(4) RATE	
SMALL ENTITY		-20=		\$	\$ 370
OTHER		40 -20=	20	\$ 12	240
INDEP- CLAIMS		- 3=		\$	
OTHER		7 - 3=	4	\$ 36	144
					\$ 754

Our check in the amount of \$ 754.00 includes:

☒ \$ 754.00 for the Filing Fee.

☐ \$ \_\_\_\_\_ for recording the Assignment.

☐ Please charge my Deposit Account No. 16-1560 in the amount of \$ \_\_\_\_\_

A duplicate copy of this sheet is enclosed.

☒ The Commissioner is hereby authorized to charge any additional fees which may be required under 37 CFR 1.16, or credit any overpayment to Account No. 16-1560.

*Howard M. Peters*  
Attorney of Record  
**Howard M. Peters**  
Reg. No. 29,202

DECLARATION AND POWER OF ATTORNEY

(ORIGINAL, DESIGN, NATIONAL STAGE OF PCT OR CIP APPLICATION)

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name, I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

"ENDOTHELIAL CELL GROWTH FACTOR  
AND METHODS OF ISOLATION"

the specification of which: (complete (a), (b) or (c) for type of application)

REGULAR OR DESIGN APPLICATION

- (a) ☒ is attached hereto.  
(b) ☐ was filed on \_\_\_\_\_ as Application Serial No. \_\_\_\_\_  
and was amended on \_\_\_\_\_

PCT FILED APPLICATION ENTERING NATIONAL STAGE

- (c) ☐ was described and claimed in International Application No. \_\_\_\_\_ filed on \_\_\_\_\_ and as amended on \_\_\_\_\_

ACKNOWLEDGEMENT OF REVIEW OF PAPERS AND DUTY OF CANDOR

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations. § 1.56 (a).

☐ In compliance with this duty there is attached an information disclosure statement. 37 CFR 1.97.

PRIORITY CLAIM

I hereby claim foreign priority benefits under Title 35, United States Code, § 119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed.

(complete (d) or (e))

- (d) ☒ no such applications have been filed.  
(e) ☐ such applications have been filed as follows

EARLIEST FOREIGN APPLICATION(S), IF ANY FILED WITHIN 12 MONTHS  
(6 MONTHS FOR DESIGN) PRIOR TO SAID APPLICATION

Country	Application No.	Date of filing (day, month, year)	Date of issue (day, month, year)	Priority Claimed
N/A				<input type="checkbox"/> YES <input type="checkbox"/> NO
				<input type="checkbox"/> YES <input type="checkbox"/> NO
				<input type="checkbox"/> YES <input type="checkbox"/> NO

ALL FOREIGN APPLICATION(S), IF ANY FILED MORE THAN 12 MONTHS  
(6 MONTHS FOR DESIGN) PRIOR TO SAID APPLICATION

N/A

## CONTINUATION-IN-PART

(complete this part only if this is a continuation-in-part application)

I hereby claim the benefit under Title 35, United States Code, § 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, § 112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, § 1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

328,181	March 24, 1989	Pending
(Application Serial No.)	(Filing Date)	(Status) (patented, pending, abandoned)
<hr/>		
(Application Serial No.)	(Filing Date)	(Status) (patented, pending, abandoned)

## POWER OF ATTORNEY

As a named inventor, I hereby appoint HOWARD M. PETERS, Patent and Trademark Office Reg. No. 29,202, and each member of the firm of Phillips, Moore, Lempio and Finley, all of the address listed below, my principal attorney and agents, with full power of substitution and revocation, to appoint other principal and associate attorneys, to prosecute this application, and to transact all business in the Patent and Trademark Office connected therewith.

## SEND CORRESPONDENCE TO:

601  
602  
603  
**PHILLIPS, MOORE, LEMPIO & FINLEY**  
177 Post Street, Suite 800  
San Francisco, California 94108  
Telephone: (415) 421-2674

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of sole or first inventor Napoleone Ferrara 1/01/88  
Inventor's signature \_\_\_\_\_  
Date \_\_\_\_\_ Country of Citizenship Italy  
Residence 2 Britton Avenue P.O. 619  
Post Office Address Belvedere, California 94920  
Full name of second joint inventor, if any Denis Gospodarowicz 4/02/88  
Inventor's signature \_\_\_\_\_  
Date \_\_\_\_\_ Country of Citizenship France and U.S.A.  
Residence 215 Maywood Drive  
Post Office Address San Francisco, California 94127

CRA  
CHECK PROPER BOX(ES) FOR ANY ADDED PAGE(S) FORMING A PART OF THIS DECLARATION

- ☐ Signature for third and subsequent joint inventors. Number of pages added 0
- ☐ Signature by administrator(trix), executor(trix) or legal representative for deceased or incapacitated inventor. Number of pages added \_\_\_\_\_
- ☐ Signature for inventor who refuses to sign or cannot be reached by person authorized under 37 CFR 1.47. Number of pages added \_\_\_\_\_